

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

TRUSTEES of the MICHIGAN LABORERS'  
HEALTH CARE FUND, et al.,

Plaintiff,

v.

Case No. 02-74178  
District Judge George Caram Steeh  
Magistrate Judge R. Steven Whalen

WAYNE OAKLAND  
CONTRACTING, INC. a Michigan  
Corporation,

Defendants.

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**ORDER DISMISSING PLAINTIFF'S MOTION TO COMPEL**

Upon Plaintiff's written request filed with the Court on June 1, 2005, and the  
Court being fully advised in the premises;

IT IS HEREBY ORDERED that Plaintiff's Motion to Compel Attendance at  
Deposition and Request for Sanctions [filed 5/10/05] [document #26] is hereby  
dismissed.

s/R. Steven Whalen  
R. STEVEN WHALEN  
UNITED STATES MAGISTRATE JUDGE

Dated: June 1, 2005

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing order was served on the attorneys and/or parties of record by electronic means or U.S. Mail on June 1, 2005.

s/Gina Wilson  
Judicial Assistant